



**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2653
Docket No.: 1317.1071**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Tohru YOSHIDA

Serial No. 09/809,107

Group Art Unit: 2653

Confirmation No. 8941

Filed: March 16, 2001

Examiner: Tan X. Dinh

For: **DEVICE THAT RECORDS ON AN OPTICAL DISC AND METHOD THEREOF**

AMENDMENT AFTER FINAL REJECTION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: **BOX AF**

Sir:

This is in response to the Office Action mailed February 17, 2006, and having a period for response set to expire on May 17, 2006. Applicants request entry of this Rule 116 Response because the amendments were not earlier presented because the Applicant believed in good faith that the cited prior art did not disclose the present invention as previously claimed.

The following amendments and remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.